



YUMA COUNTY BOARD OF SUPERVISORS
RESOLUTION NO. 2016-XX

A RESOLUTION OF THE
YUMA COUNTY BOARD OF SUPERVISORS
INCREASING THE SUPERIOR COURT
ENHANCEMENT FUND FEE
FROM \$20.00 TO \$40.00.

WHEREAS: The County of Yuma Board of Supervisors may establish fee schedules whereby Yuma County may defray the actual costs of services provided by the Superior Court in Yuma County, and;

WHEREAS: The County of Yuma Board of Supervisors and the Presiding Judge of the Superior Court of Yuma County may increase the Superior Court Enhancement Fund to Forty Dollars (\$40.00), which is an increase of Twenty Dollars (\$20.00), and;

WHEREAS: All persons who file any type of civil action, or file any response to a civil action, on or after March 15, 2016 shall pay a Superior Court Enhancement Fee in the amount of Forty Dollars (\$40.00), and;

WHEREAS: All persons convicted in Superior Court on or after March 15, 2016 will include a Superior Court Enhancement Fee of Forty Dollars (\$40.00), and;

WHEREAS: All Violation of Probation convictions in Superior Court on or after March 15, 2016 will include a Superior Court Enhancement Fee of Forty Dollars (\$40.00):

- A. All fines ordered on or after March 15, 2016 by a Superior Court Judicial Officer in a case disposition, including all felony, misdemeanor, and violations of probation, will include a Superior Court Enhancement Fee of Forty Dollars (\$40.00).
- B. The fee(s) paid to the Superior Court Enhancement Fund shall be used exclusively to enhance the technological, operational, security and collections capabilities of the Superior Court, the Clerk of the Superior Court and Court Departments of the Superior Court.
- C. The Yuma County Superior Court Enhancement Fee is a designated fund account with the County Treasurer. The Superior Court, Clerk of the Superior Court, and Court Departments shall collect such fees, account for them, and deposit them monthly in the Superior Court Enhancement fund account. The County Treasurer shall invest the monies in the fund in the same manner as county funds. Interest earned on the fund revenues shall be retained for use by the Superior Court, and shall be deposited into the fund.

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Superior Court Enhancement Fund Fee Schedule

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D. The Presiding Superior Court Judge in Yuma County shall administer the fund and may make expenditures from the fund for the purposes provided in this Fee Schedule.

E. A Judicial Officer may waive all or a portion of the fee when, in the opinion of said Judicial Officer, such waiver would be in the interest of justice or after finding the person has a substantial financial hardship, and;

F. If the defendant pays some or all of this or his fines, surcharges, restitution, or other fees over time, the Superior Court Enhancement Fees shall be collected in proportion with any fine, surcharge or other fees, except restitution and time payment fees, which must be collected first.

NOW, THEREFORE, BE IT RESOLVED that the Yuma County Board of Supervisors hereby adopts revisions to the Superior Court Enhancement Fund Fee Schedule as noted above, effective March 15, 2016, and that this Schedule supersedes Resolution No. 2009-24 and all previously adopted Court Enhancement Fee Schedules.

PASSED AND ADOPTED by the Board of Supervisors of Yuma County, on the 7th _____ day of March 7, 2016.

YUMA COUNTY BOARD OF SUPERVISORS

RUSS CLARK, Chairman

ATTEST

SUSAN K. THORPE
County Administrator/Clerk of the Board

APPROVED AS TO FORM:

JON R. SMITH
County Attorney

SKT/mg/cpi

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